

AMENDED IN SENATE FEBRUARY 22, 2005

SENATE BILL

No. 94

**Introduced by Senator Migden
(Coauthor: Senator Aanestad)**

January 14, 2005

An act relating to the payment of judgments and settlement claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 94, as amended, Migden. Claims against the state: appropriation.

Existing law requires the Attorney General to report to the Legislature when there is no sufficient appropriation available for the payment of a claim against the state.

This bill would appropriate ~~\$1,000,000~~ \$45,000,000 from the General Fund to the Attorney General to pay ~~judgments and settlement claims in accordance with an unspecified schedule a~~ *specified judgment*.

The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. The sum of ~~one million dollars (\$1,000,000)~~
- 2 *forty-five million dollars (\$45,000,000)* is hereby appropriated
- 3 from the General Fund to the Attorney ~~General for allocation to~~

1 ~~pay the following judgments and settlement claims pursuant to~~
2 ~~the following schedule:~~

3 (a) _____.

4 (b) _____.

5 *General to pay for the judgment in the case of Kevin McMahan*
6 *et al. v. State of California, et al., Sacramento County Superior*
7 *Court, Case No. 02AS 06058. Any funds appropriated in excess*
8 *of the amounts required for the payment of this judgment claim*
9 *shall revert to the General Fund on June 30 of the fiscal year in*
10 *which the final payment is made.*

11 SEC. 2. This act is an urgency statute necessary for the
12 immediate preservation of the public peace, health, or safety
13 within the meaning of Article IV of the Constitution and shall go
14 into immediate effect. The facts constituting the necessity are:

15 In order to pay judgments and settlement claims against the
16 state and end hardship to claimants as quickly as possible, it is
17 necessary for this act to take effect immediately.